

RESOLUTION NO. A-_____

1 WHEREAS, the City of Lincoln desires to adopt a policy to establish guidelines to
2 maintain a drug- and alcohol-free workplace in compliance with the Drug-Free
3 Workplace Act of 1988 and the Omnibus Transportation Employee Testing Act of 1991;
4 and

5 WHEREAS, the City desires to comply with all applicable Federal regulations
6 governing workplace anti-drug and alcohol programs in the transit industry including the
7 Federal Transit Administration (FTA) of the U.S. Department of Transportation
8 regulations published in 49 C.F.R. § 655, as amended, that mandates urine drug testing
9 and breath alcohol testing for safety-sensitive positions, and prohibits performance of
10 safety-sensitive functions when there is a positive test result, and the regulations
11 published in 49 C.R.R. § 40, as amended, that sets standards for the collection and
12 testing of urine and breath specimens; and

13 WHEREAS, the City also intends its policy to comply with the applicable
14 requirements of the Drug-Free Workplace Act of 1988, the Americans With Disabilities
15 Act and the Family Medical Leave Act.

16 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
17 Lincoln, Nebraska:

18 That the City of Lincoln Federal Transit Authority (FTA) Drug/Alcohol Testing
19 Program and Policy which is attached hereto as Exhibit "A" is hereby accepted and
20 approved by the City Council of the City of Lincoln, Nebraska as the governing body of
21 the City of Lincoln.

1 BE IT FURTHER RESOLVED that a copy of this Resolution and the Federal
2 Transit Authority (FTA) Drug/Alcohol Testing Program and Policy attached hereto be
3 submitted to Pat Kant in the City/County Personnel Department for notice and
4 dissemination to all affected employees as required by the federal regulations.

Introduced by:

Approved as to Form and Legality:

City Attorney

Approved this ____ day of _____, 2005:

Mayor